

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Vernon R. Yancy, Esq. Law Offices of Vernon R. Yancy 3250 Wilshire Blvd., Ste. 1500 Los Angeles, CA 90010-1608 (213)480-0200 Fax: (213)388-2411 VRyancy@yancylaw.com California State Bar Number: 219891</p>	<p>FOR COURT USE ONLY</p> <div style="border: 1px solid black; padding: 10px; text-align: center;"><p>FILED & ENTERED</p><div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"><p>JUN 05 2017</p></div><p>CLERK U.S. BANKRUPTCY COURT Central District of California BY bakchell DEPUTY CLERK</p></div> <p>CHANGES MADE BY COURT</p>
<p><input type="checkbox"/> Debtor(s) appearing without attorney <input checked="" type="checkbox"/> Attorney for: Debtor</p>	

NOT FOR PUBLICATION

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA LOS ANGELES DIVISION

In re:

Valaura Keirra Baker

CASE NO.: 2:16-BK-24202-RK

CHAPTER: 7

ORDER: ☐ GRANTING ☐ DENYING ON

**MOTION TO AVOID LIEN UNDER 11 U.S.C. § 522(f)
AND, IF APPLICABLE, FOR TURNOVER OF
PERSONAL PROPERTY**

☐ No hearing held☐ Hearing held

DATE:

TIME:

COURTROOM:

ADDRESS::

Debtor(s).

Creditor Holding Lien to be Avoided (name): 12300 Sherman Way, LLC

The Motion was: ☐ Opposed

☐ Unopposed☐ Settled by stipulation

Pursuant to 11 U.S.C. § 522(f) and LBR 9013-1(o), Debtor moved to avoid lien(s) on personal property claimed to be exempt, with respect to creditor. The court finds and orders as follows:

1. ☐ Notice of this motion complied with LBR 9013-1(d).

2. ☒ Notice of this Motion complied with LBR 9013-1(o).

- a. ☒ There was no opposition and request for hearing.

- b. ☐ Hearing requested and held as indicated in the caption.

3. Motion granted **in part as to the collateral described in the Motion and denied in part as to collateral not described in the Motion:**

a. ☐ The lien(s) sought to be avoided are non-purchase money security interests in one or more of the types of personal property listed in 11 U.S.C. § 522(f)(1)(B)(i), (ii), or (iii) and the fixing of those lien(s) impairs the Debtor's exemptions as set forth in the Motion.

b. ☒ The lien(s) sought to be avoided are judicial liens, other than a judicial lien that secures a debt of a kind that is specified in section 523(a)(5) (domestic support obligations), and the fixing of those lien(s) impairs the Debtor's exemptions as set forth in the Motion.

4. Unless otherwise ordered, any claim(s) that were secured by the avoided lien(s) **in the collateral described in the motion, which was only \$10.00 in prepetition cash and \$123.00 in prepetition funds in debtor's checking account at U.S. Bank, Account No. x-xxx-xxxx-7400** are to be treated as general unsecured claim(s) and are to be paid pro rata with all other unsecured claims, **and the lien is not avoided as to any other collateral subject to this judicial lien.**

5. Motion denied on the following grounds: ☐ With Prejudice ☐ Without Prejudice

a. ☐ Insufficient notice

b. ☐ Failure to comply with FRBP 7004(b)(3) and Calif. Code of Civil Procedure § 416.10 for corporations

c. ☐ Failure to comply with FRBP 7004(h).

d. ☐ Insufficient evidence of the exempt status of the property in question

e. ☐ Other (specify): _____

6. a. ☐ Turnover of the personal property is required under 11 U.S.C. §§ 542 or 543.

b. ☒ The court further orders as follows (specify): **The judicial lien is only avoided as to the collateral described in the Motion and is not avoided as to collateral not described in the Motion since such non-described collateral is not before the court.**

☐ See attached page

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Date: June 5, 2017



Robert Kwan
United States Bankruptcy Judge